

FORM TO BE USED BY A PRISONER IN FILING A CIVIL RIGHTS COMPLAINT

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(1) Sean Anthony Ashelman 2016-01146
 (Name of Plaintiff) (Inmate Number)
Union County Prison
103 South Second St. Lewisburg Pa 17837
 (Address)

(2) _____
 (Name of Plaintiff) (Inmate Number)

 (Address)

(Each named party must be numbered,
and all names must be printed or typed)

vs.

CIVIL COMPLAINT

w/c
 (1) John Rissell (4) C/O Adams
 (2) C/O Snyder (5) C/O Kerstetter
 (3) T. Shemery (6) C/O Gilbert
 (Names of Defendants)

(Each named party must be numbered,
and all names must be printed or typed)

FILED
SCRANTON

DEC 26 2017

PER gaw
 LEGAL CLERK

TO BE FILED UNDER: 2 42 U.S.C. § 1983 - STATE OFFICIALS
 _____ 28 U.S.C. § 1331 - FEDERAL OFFICIALS

I. PREVIOUS LAWSUITS

- A. If you have filed any other lawsuits in federal court while a prisoner, please list the caption and case number including year, as well as the name of the judicial officer to whom it was assigned:

II. EXHAUSTION OF ADMINISTRATIVE REMEDIES

In order to proceed in federal court, you must fully exhaust any available administrative remedies as to each ground on which you request action.

A. Is there a prisoner grievance procedure available at your present institution? X Yes ___ No

B. Have you fully exhausted your available administrative remedies regarding each of your present claims? X Yes ___ No

C. If your answer to "B" is Yes: I have wrote the District Attorney General (Josh Shapiro) I have wrote The Lewisburg Prison Projects

1. What steps did you take? I have filed a greivance. I have wrote PREA

Coordinator Jennifer L. Feicht. I Met with the Investigator Andy Stahl in June 2017

2. What was the result? I Have received no results in any

aspect of this situation.

Then I received a letter on Nov 20th 2017. Stating that I Lied about there being a female present at the time. So the result were unfounded because I didn't physically see her. Snyder County Prison Intraction Report MR-16-139 was addmits her presence stating she was one of the escorting officers

D. If your answer to "B" is No, explain why not:

III. DEFENDANTS

(1) Name of first defendant: John Rissell

Employed as Lieutenant/W/C at Snyder County Prison
Mailing address: 600 Old Colony Road Selinsgrove, PA. 17870

(2) Name of second defendant: J. Shemary

Employed as Correctional Officer at Snyder County Prison
Mailing address: 600 Old Colony Road Selinsgrove, PA. 17870

(3) Name of third defendant: Mr. Snyder

Employed as Correctional Officer at Snyder County Prison
Mailing address: 600 Old Colony Road Selinsgrove, PA. 17870

(List any additional defendants, their employment, and addresses on extra sheets if necessary)

IV. STATEMENT OF CLAIM

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach no more than three extra sheets if necessary.)

1. On November 9th 2016 I was Escorted from A-Block Cell A-11[#] to C-Block Cell #2 by W/C John Rissell with assisting officer(s) C/O Kersetter, C/O Snyder, C/O Shemary, C/O Adams and

C/O Gilbert.

2. I was Sexually Abused and Sexually Assaulted by W/C John Rissell, while I was placed face down on a concrete slab facing the back of the cell (cell #2) with all 4 Correctional Officers present. Holding me down on my stomach and a 5th officer with knee on my face. John Rissell ripped my Boxers to my ankles then spread my Buttocks and Physically lifted my testicals roughly as well as my Penis from Behind and in Between my legs.

3. I was Sexually Assaulted by Watch Commander John Rissell while C/O's Snyder, Shemery, Adams, Kersetter, Gilbert

~~Dea.~~

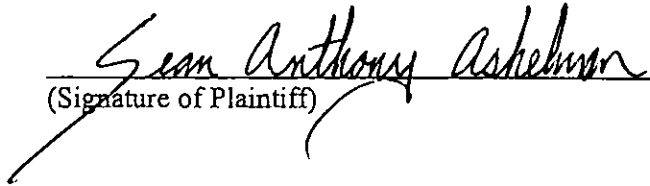
V. RELIEF

(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. I want the court to see to it that there is a investigation conducted in regards to this situation. I want Paid Therapy and Counseling as well as Mental Health Treatment. I also ~~want~~ want Monetary Disbursement for the violation of
2. my Civil Rights. I want a Restraining Order put into effect against W/C John ~~R~~ Rissell for the Sexual assault, as well as for him to be confronted by The Snyder County Prison Committee Board for his
3. Actions.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 15th day of November, 2017.


(Signature of Plaintiff)

**FORMS TO BE COMPLETED BY PRISONERS FILING A CIVIL RIGHTS
COMPLAINT UNDER 42 U.S.C. § 1983 or 28 U.S.C. § 1331**

COVER SHEET

THIS COVER SHEET CONTAINS IMPORTANT INFORMATION ABOUT FILING A COMPLAINT AND YOUR OBLIGATIONS IF YOU DO FILE A COMPLAINT. READ AND COMPLETE THE COVER SHEET BEFORE YOU PROCEED FURTHER.

The cost for filing a civil rights complaint is \$350.00.

If you do not have sufficient funds to pay the full filing fee of \$350.00 you need permission to proceed in forma pauperis. However, the court will assess and, when funds exist, immediately collect an initial partial filing fee of 20 percent of the greater of:

- 1) the average monthly deposits to your prison account for the past six months; or
- 2) the average monthly balance in your prison account for the past six months.

Thereafter, the institution in which you are incarcerated will be required to make monthly payments of 20% of the preceding month's deposits credited to your account until the entire filing fee is paid.

CAUTION: YOUR OBLIGATION TO PAY THE FULL FILING FEE WILL CONTINUE REGARDLESS OF THE OUTCOME OF YOUR CASE, EVEN IF YOUR COMPLAINT IS DISMISSED BEFORE THE DEFENDANTS ARE SERVED.

1. You shall file a complaint by completing and signing the attached complaint form and mailing it to the Clerk of Court along with the full filing fee of \$350.00. (In the event attachments are needed to complete the allegations in the complaint, no more than three (3) pages of attachments will be allowed.) If you submit the full filing fee along with the complaint, you DO NOT have to complete the rest of the forms in this packet. Check here if you are submitting the filing fee with the complaint form. _____

2. If you cannot afford to pay the fee, you may file a complaint under 28 U.S.C. § 1915 without paying the full filing fee at this time by completing the following: (1) Complaint Form; (2) Application To Proceed In Forma Pauperis; and (3) Authorization Form. You must properly complete, sign and submit all three standard forms or your complaint may be returned to you by the Clerk of Court. Check here if you are filing your complaint under 28 U.S.C. § 1915 without full prepayment of fees. X

Please Note: If your case is allowed to proceed and you are awarded compensatory damages against a correctional facility or an official or agent of a correctional facility, the damage award will first be used to satisfy any outstanding restitution orders pending. Before payment of any compensatory damages, reasonable attempts will be made to notify the victims of the crime for which you were convicted concerning payment of such damages. The restitution orders must be fully paid before any part of the award goes to you.

DO NOT DETACH THE COVER SHEET FROM THE REST OF THE FORMS

Sean Anthony Ashelman
Union County Prison
103 South Second Street
Lewisburg, Pa. 17837

RECEIVED
SCRANTON

DEC 26 2017

PER

DEPUTY CLERK

Office of the Clerk

UNITED STATES DISTRICT COURT

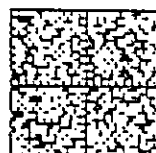
MIDDLE DISTRICT OF PENNSYLVANIA

William J. Neelson Federal Bldg. & U.S. Courthouse

P.O. Box 1148

Scranton, Pa 18501-1148

Official Business



U.S.
ZIP
02
00C